

APR 06 2005

MARY E. D'ANDREA, CLERK  
Per [Signature] Deputy Clerk

JOHN WILLIAM WATSON

Vs.

UNITED STATES OF AMERICA

○  
○  
○  
○

Docket # 1:00-CR-119-03

J. Kane

Date: 3-24-05

Defendants Motion to Request  
Extension of Time to File Brief (C.O.A.)

AND NOW COMES THE DEFENDANT JOHN WILLIAM WATSON Pro Se, AND MOVES before this Honorable Court requesting Extension of time to file C.O.A (Certificate of Appealability) from the opinion and order of this Courts denial of Petitioner's writ of Habeas Corpus (28 U.S.C. 2255) RENDERED ON FEBRUARY 23, 2005. PETITIONER MAKES THIS MOTION ON THE GROUNDS THAT:

1. DEFENDANT WAS REMOVED FROM F.C.I. ALLENWOOD WITHOUT NOTICE TO CURRENT ("NEW") FACILITY ON TUESDAY THE 17<sup>th</sup> DAY OF MARCH 2005, THE "NEW" FACILITY HERE AT USP/CANAAN "DO NOT" AS OF YET HAVE A LEGAL "LAW LIBRARY" IN PLACE. ~~THE~~ PETITIONER'S CONSTITUTIONAL RIGHTS TO DUE PROCESS AND ACCESS TO THE COURT HAS THEREFORE BEEN "STOPPED COMPLETELY". PETITIONER SUBMITS THAT THERE HAS NOT BEEN A TENTATIVE OR SPECIFIC DATE SET BECAUSE <sup>OF</sup> THE DEGREE "WORK YET TO BE DONE". (PLEASE SEE LETTER OF VERIFICATION ATTACHED, MARKED EXHIBIT #1)  
[THE EXHIBIT IS LETTER VERIFYING THE ABOVEMENTIONED FACTS FROM USP/CANAAN Administration]

2. PETITIONER SUBMITS THAT HE HAS EVERY INTENTION AND OVER-WHELMING\* GROUNDS TO SEEK "Certificate of Appealability" By motion, ~~the~~ filing SAID motion IS OF COURSE CONTINGENT UPON THE AVAILABILITY AND/OR ACTIVATION OF USP/CANAAN'S "LAW LIBRARY" BEING PUT IN PLACE FOR INMATE ACCESS. DEFENDANT SUBMITS THAT HE WILL THEN NEED ATLEAST THE STANDARD 60 DAYS PROVIDED BY THE COURT TO SUBMIT "Certificate of Appealability Brief".

NEXT

## CONCLUSION

WHEREFORE, THE PETITIONER'S PRAISE THIS HONORABLE COURT TO GRANT  
APPROPRIATE TIME EXTENSION FOR ADDITIONAL TIME TO SUBMIT (C.O.A)  
CERTIFICATE OF APPEALABILITY.

DATED: 8-24-05

Respectfully,

x John L. Watson  
JOHN William WATSON  
\*10075-067  
USP / CANAAN  
P.O. Box 300  
WAY MART, PA  
\*18472

## PROOF OF SERVICE

I, JOHN WILLIAM WATSON, certify that on 4-1-05,  
2005 I mailed a copy of this document and all attachments via First Class mail to the following  
parties at the addresses listed below:

William A. Behne (AUSA)  
U.S. Attorney's Office --  
Federal Bldg. Room \*217  
228 Walnut Street --  
Harrisburg, PA -- \*17103

## PROOF OF SERVICE FOR INCARCERATED LITIGANTS

In addition to the above Proof of service, all litigants who are currently incarcerated should  
include the following statement with all documents to be filed with the court:

I certify that this document was given to officials<sup>1</sup> on this date for forwarding to the  
April 1, 2005 I further certify  
under penalty of perjury that the forgoing is true and correct. Title 28 U.S.C. § 1746.

Respectfully submitted this 1<sup>st</sup> day of April, 2005.

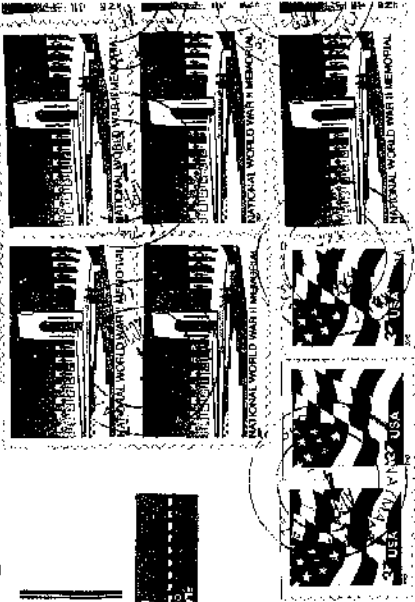
John L. Watson  
Name: JOHN W. WATSON  
Number: 10075-067

<sup>1</sup> Pleadings by prisoners who represent themselves are to be considered filed at the moment such pleadings are delivered to  
prison authorities for forwarding to clerk. Houston v Lack, 487 U.S. 266 (1988).

JOHN WILLIAM WATSON #10075-067  
United States Pen. / CANAAN  
P.O. BOX 300  
WAYMART, PA.....#18472



CERTIFIED MAIL  
FIRST CLASS PERMIT NO. 10075 WAYMART PA 17252



To:

THE OFFICE OF THE CLERK

RETURN RECEIPT  
REQUESTED

UNITED STATES DISTRICT COURT  
(HONORABLE JUDGE YVETTE KANE)

: 228 WALNUT STREET 00

P.O. BOX 893

HARRISBURG, PA 000 #17108

Legal MAIL

Legal MAIL